

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 11200 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE D.H.WAGHELA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
 4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
 5. Whether it is to be circulated to the Civil Judge? : NO

SURENDRANAGAR DISTRICT PANCHAYAT

Versus

SURENDRANAGAR DISTRICT MAJLOOR SANGH

Appearance:

MR HS MUNSHAW for Petitioner
MR TR MISHRA for Respondent No. 1
MRS DT SHAH for Respondent No. 2

CORAM : MR.JUSTICE D.H.WAGHELA

Date of decision: 25/08/2000

ORAL JUDGEMENT

#. While issuing rule, this petition was ordered to be heard with L.P.A. Nos.827/96, 828/96 and 465/98 and the petitioner was ordered to supply additional set of paper book within a period of one week from 5.10.1999. It

appears that the petitioner has failed to supply such set and this petition ordered to be heard with those Letters Patent Appeals has not been put up before the Division Bench when the aforesaid Letters Patent Appeals were being heard and disposed.

#. It is now stated at the bar that the aforesaid Letters Patent Appeals are heard and disposed by the order dated 12.7.2000. A view is taken in the said decision that when the tribunal was approached, it had granted necessary relief of regularisation on the finding that the workmen were, for an indefinitely long period of time, made to serve without payment of salary to them at par with regular employee. Under such circumstances, the award of the tribunal was upheld and Letters Patent Appeals were dismissed. Respectfully following the said decision and ratio laid down therein and in view of the fact that this petition was only kept detached and otherwise no other special contentions or objections are raised, the award and order impugned in this petition has to be upheld.

#. Accordingly this Special Civil Application is rejected with no order as to costs. Rule is discharged.

kks